PART B - ISSUE FEE (S) TRANSMITTAL

Complete and mail this form, together with applicable fees, to:

Box ISSUE FEE

Assistant Commissioner for Patents

Washington, D.C. 20231

MAILING INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate FEE ADDRESS for maintenance fee positional properties.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections). We see that the correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correction of the Block 1 through 4 should be completed where appropriate. All further correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correction of the Block 1 through 4 should be completed where a properties of the Block 1 through 4 should be completed where a properties of the Block 1 through 4 should be corrected below or directed otherwise in Block 1, by (a) specifying a new corrected below or directed other

REED SMITH LLP

SUITE 1400 3110 FAIRVIEW PARK DRIVE FALLS CHURCH, VA 22042

2 7 2005

Note: The certificate of mailing below can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate

Certificate of Mailing
I hereby certify that this Issue Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelop addressed to the Box Issue Fee address on the date indicated below.

(Depositor's name) (Signature) (Date) ATTORNEY DOCKET NO CONFIRMATION NO

FIRST NAMED INVENTOR APPLICATION NO FILING DATE NITT.0163 4775 11/17/2003 Toshimichi Shintani 10/713,265

TITLE OF INVENTION: OPTICAL DISK APPARATUS

PUBLICATION FEE TOTAL FEE(S) DUE APPLN. TYPE SMALL ENTITY ISSUE FEE DATE DUE \$1700 06/29/2005 \$1400 \$300 NO nonprovisional

CLASS - SUBCLASS ART UNIT EXAMINER

369-100000 HUBER, PAUL W 2653 Change of correspondence address or indication of □Fee Address* (37 CFR §1.363). Use of PTO

- form(s) and Customer Number are recommended, but not required.
 - ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122)
 - ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47) attached.

3

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a

single firm (have as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no

- name is listed, no name will be printed
- 1. Reed Smith LLP
- 2. Stanley P. Fisher, Esq.
- 3. Juan Carlos A. Marquez, Esq.

ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

HITACHI, LTD.

Tokyo, Japan

Please check the appropriate assignee category indicated below (will not be printed on the patent)

4a. The following fees are enclosed: O individual □ Corporation or private group entity

☐ governmen

- ואו Issue fee
- (X)Publication Fee

(Authorized Signature)

Advance Order - # of Copies: X

- 4b. Payment of Fee(s):
- A check in the amount of the fee(s) is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 08-1480 (enclose an extra copy of this form).

The COMMISSIONER OF PALENTS AND TRADEMARKS is requested to apply the Issue Fee and Publication Fee (if any) to the application identified above (Date) April 27, 2005

Stanley F. Fisher Reg. No. 24,344 Juan C.A. Marquez Reg. No. 34,072

OUZ: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered patent attorney or agent; or the assignee or other party in interest as shown by the records of the Patent and Trademark Office

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending on the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, United States Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND THIS FORM TO: Box Issue Fee, Assistant Commissioner for Patents, Washington, D.C. 20231

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

> TRANSMIT THIS FORM WITH FEE(S) Page 2 of 3

PTOL-85 (Rev.07-01) Approved for use through 01/31/2004. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

04/28/2005 MBEYENE2 00000178 10713265

01 FC:1501 02 FC:1504 03 FC:8001

1400.00 GP 300.00 DP 9.00 OP

-318370 v1-LMGREENE